

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Smith *et al.*

Serial No. 10/786,466

Filed: February 25, 2004

Confirmation No. 9331

For: **FIRE RESISTANT CONSTRUCTION**

Examiner: J. Chapman

Art Unit: 3635

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO FINAL REJECTION

In response to the Final Office Action mailed June 22, 2010, please consider the remarks offered herein.

If any fees for the accompanying response are required, Applicant requests that this be considered a Petition therefore. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 8 of this paper.